

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark H. Crane, Michael J. Presz and Lawrence M. Cuprys
Application No.: 10/647,059 Group Art Unit: 2613
Filed: August 22, 2003 Examiner: Not Assigned
Confirmation No.: 9713
Title: HEADGEAR SYSTEM WITH DISPLAY

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
02/03/04 Date	Ellen T. Spear Signature
Ellen T. Spear Typed or printed name of person signing certificate	

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)

☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

☐ under 37 CFR 1.97(c) together with either:
☐ a Statement under 37 CFR 1.97(e), as checked below, or
☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

☐ under 37 CFR 1.97(d) together with:
☐ a Statement under 37 CFR 1.97(e), as checked below, and
☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
- ☐ Copies of the cited references are enclosed.
- ☒ Since this application was filed after June 30, 2003, copies of issued U.S. patents and published U.S. applications are not required and are not being provided.
- ☐ Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]
- ☒ References AE, AH, AE2, and AL were cited in the enclosed International Search Report in a counterpart foreign application.
- ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
- ☐ the explanation provided on the attached sheet.
- ☐ the explanation provided in the Specification.
- ☐ submission of the enclosed International Search Report.
- ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
- ☐ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's
Initials

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

☐ A copy of each above-cited application, including the current claims, is enclosed.

☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.

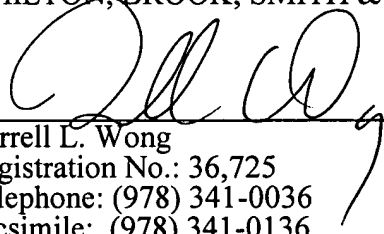
☐ Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.

☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By



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Concord, MA 01742-9133

Dated: 2/3/2004

PTO-1449 REPRODUCED

ATTORNEY DOCKET NO.
0717.2037-001APPLICATION NO.
10/647,059INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

January 15, 2004

(Use several sheets if necessary)

APPLICANT
Mark H. Crane, et al.FILING DATE
August 22, 2003CONFIRMATION NO.
9713GROUP
2613

U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER	ISSUE DATE / PUBLICATION DATE	NAME
	AA	4,439,755	03/27/1984	LaRussa
	AB	5,001,786	03/26/1991	Copeland
	AC	5,003,300	03/26/1991	Wells
	AD	5,200,827	04/06/1993	Hanson et al.
	AE	5,266,930	11/30/1993	Ichikawa et al.
	AF	5,406,415	04/11/1995	Kelly
	AG	5,537,092	07/16/1996	Suzuki et al.
	AH	5,581,806	12/10/1996	Capdepuy et al.
	AI	5,606,458	02/25/1997	Ferguson
	AJ	5,815,126	09/29/1998	Fan et al.
	AK	5,903,098	05/11/1999	Jones
	AA2	5,903,243	05/11/1999	Jones
	AB2	6,008,945	12/28/1999	Ferguson
	AC2	6,057,966	05/02/2000	Carroll et al.
	AD2	6,147,805	11/14/2000	Ferguson
	AE2	6,157,291	12/05/2000	Kuenster et al.
	AF2	US 6,312,129 B1	11/06/2001	Sisodia et al.
	AG2	US 6,452,572 B1	09/17/2002	Fan et al.
	AH2	US 6,483,646 B2	11/19/2002	Scott et al.
	AI2	US 6,522,474 B2	02/18/2003	Cobb et al.
	AJ2	US 6,535,182 B2	03/18/2003	Stanton
	AK2			
	AA3			
	AB3			
	AC3			

EXAMINER

DATE CONSIDERED

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9713GROUP
2613

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER Country Code-Number-Kind Code (if known)	DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT	TRANSLATION	
					YES	NO
	AL	EP 0 942 307 A2	SEP-15-1999	Shimadzu Corporation		
	AM					
	AN					
	AO					
	AP					
	AQ					
	AL2					
	AM2					
	AN2					
	AO2					
	AP2					
	AQ2					
	AL3					
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	AL4					
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	AN4					
	AO4					
	AP4					
	AQ4					

EXAMINER

DATE CONSIDERED